IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FIFTH DAY OF AUGUST

TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

and
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 1939 of 2003

Between:

M/s Synergies - Dooray Automotive Limited Plot No.SDF 3 & 4,Phase-I, Visakhapatnam Export Processing Zone, Duvvada, Visakhapatnam - 530 046 rep.by its General Manager, Mr.A.K.S.Moorthy.

..... PETITIONER

AND

1 The Development Commissioner, Visakhapatnam Export Processing Zone Government of India, Ministry of Commerce, Administrative Building, Duvvada Visakhapatnam - 500 046
2 The Secretary, Ministry of Commerce, Government of India Udyog Bhavan, New Delhi - 110011
3 The Commissioner of Customs Custom House, Port Area, Visakhapatnam - 530 035
4 The Deputy Commissioner of Customs O/o.Development Commissioner Visakhapatnam Special Economic Zone, Administrative Building, Duvvada Visakhapatnam - 530 046 **.....RESPONDENT(S)**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of certiorari or any other appropriate writ, or order direction quashing the impugned resolution dt.19/12/2002 in File No.6/8/99-EPZ converting Visakhapatnam Export Processing Zone into Visakhapatnam Special Economic Zone as illegal, arbitrary and in violation of principles of natural justice or in the alternative declare the condition imposed by the 1st respondent in letter Dt.24/01/2003 directing the petitioner to operate as on Export Oriented Unit under the jurisdiction of Customs and Central Excise authorities instead of the 3rd and 4th respondents and to provide for itself separate entry/ exit points by 31/5/2003 as unreasonable and onerous and set them aside and direct the respondents to permit the petitioner to comply with the statutory procedures under the Customs and Central Excise Acts and Rules in the office of the 3rd and 4th respondents only and pass such other order.

Counsel for the Petitioner:MR.P.SRINIVASA REDDY.

Counsel for the Respondents : MR.A.RAJASHEKAR REDDY (SC FOR CG)

The Court made the following :

ORDER : (Per Sri Bilal Nazki, J).

Counsel for Petitioner seeks permission to withdraw the Writ Petition. Recording the same, the Writ Petition is dismissed as 'withdrawn'.

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(BILAL NAZKI, J)

5th August, 2004.

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(S.ANANDA REDDY, J)

ajr.

To

1 The Development Commissioner, Visakhapatnam Export Processing Zone Government of India, Ministry of Commerce, Administrative Building, Duvvada Visakhapatnam - 500 046

2 The Secretary, Ministry of Commerce, Government of India Udyog Bhavan, New Delhi - 110011

3 The Commissioner of Customs Custom House, Port Area, Visakhapatnam - 530 035

4 The Deputy Commissioner of Customs O/o.Development Commissioner Visakhapatnam Special Economic Zone, Administrative Building, Duvvada Visakhapatnam - 530 046

5 Two C.D. copies.